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TO

Name: William A. Cumming
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Date: Oct. 24, 2001
Subject: Pending Patent Application

FROM

Name: James J. Boyle
Phone No.: 202-408-4141
Fax # Verified by: JXB
Pages (incl. this): 3
Our File No.: 07744-0061

Confirmation Copy to Follow: Y

Message:

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James J. Boyle

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October 24, 2001

VIA FACSIMILE

William A. Cumming, Esq.
Moss & Barnett
4800 Wells Fargo Center
Minneapolis, MN 55402-4129

U.S. Patent Application Serial No. 09/887,528
Our Reference: 07744.0061-00000

Dear Mr. Cumming:

Thank you for your October 15, 2001 telephone call. We understand that Mr. Ekhaus has engaged you as his counsel in order to obtain advice from you regarding the Declaration and Assignment we sent to him on September 27, 2001 for the above-captioned Patent Application ("the Application"). We understand that your concern was with respect to the potential disclosure of Net Perceptions' Proprietary Information by Mr. Ekhaus to you in view of the Proprietary Information and Inventions Agreement executed by Mr. Ekhaus on July 9, 1999 ("the Agreement").

Regarding the limited issue of whether the Application includes disclosure of Mr. Ekhaus's work for Net Perceptions during the term of his employment, which requires him to execute the Assignment and Declaration according to paragraph 1 of the Agreement, Net Perceptions through Teresa Dery, Corporate Counsel, has authorized us to approve Mr. Ekhaus having such discussions with you in accordance with paragraph 3 of the Agreement for the sole purpose of confirming, as we believe it does, that the Application is directed to Mr. Ekhaus's work while employed at Net Perceptions, Inc.

We note that U.S. patent laws provide that the inventors and all persons who actively participate in the preparation of a patent application have an obligation to inform the Patent Office of all material prior art of which they are aware. As part of this continuing obligation, we

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request Mr. Ekhaus to provide us with any information or references which he considers to be material to the examination of the Application.

We note, for the record, that we are not acting as counsel for Mr. Ekhaus and that we represent Net Perceptions, Inc. in the prosecution of the Application before the U.S. Patent and Trademark Office.

We look forward to discussing this matter further with you.

With best regards.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Boyle", with a stylized flourish at the end.

James J. Boyle

JJB/bad

cc: Teresa J. Dery, Esq.
Corporate Counsel
Net Perceptions, Inc.
7700 France Avenue South
Edina, MN 55435